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FIRST, LAST & AL WAYS, INC. and DEVEN GADULA

UNITED STATES FEDERAL COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO/OAKLAND DIVISION

GUADALUPE JIMENEZ,
on behalf of himself and others similarly
situated,
Plaintiff,
vs.
FIRST, LAST & ALWAYS, INC., DEVEN
GADULA, and DOES 1-10
Defendants

Case No.: C10-01128 PJH

STIPULATION TO CONTINUE INITIAL
CASE MANAGEMENT CONFERENCE TO
FACILITATE SETTLEMENT

Parties, thorough their respective counsel, stipulate as follows:

1. Plaintiff filed this wage and hour class action on March 17, 2010.

2. Shortly after the filing of the Complaint, parties agreed to engage in settlement discussions, in fact, Defendants have provided with Plaintiff with relevant payroll records, and parties participated in a private mediation on June 11, 2010.

3. Although the mediation did not resolve the matter, parties had productive discussions and parties agreed to engage in further settlement discussions after the more detailed analysis of the case is completed.

4. To facilitate on-going settlement efforts, parties further stipulate and agree that Plaintiff be given 60 days from the date here to serve the Summons on the Defendants; and the initial case management conference be continued for 90 days to September 30, 2010.

Dated: June 16, 2010

By: /s/ Adam Wang
Adam Wang
Attorney for Plaintiff

Dated: June __, 2010

By: /s/ Robert Zaletel
Robert Zaletel
Attorney for Defendants

~~[PROPOSED]~~ ORDER

GOOD CAUSE APPEARING, pursuant parties' stipulation, it is so ordered.

Parties shall file a joint case management statement no later than September 23, 2010.

Dated: June 18, 2010

By: _____

